

CLEAN WATER ACT2-42. National Estuary Program Assistance

1. **AUTHORITY.** To approve grants or cooperative agreements to carry out projects under the National Estuary Program pursuant to Section 320(g) of the Clean Water Act, as amended. These projects include research, surveys, studies, modeling and other technical work necessary for the development of Comprehensive Conservation and Management Plans.
2. **TO WHOM DELEGATED.** Director, Water Division.
3. **LIMITATIONS.**
 - a. Prior to approval of the state/EPA Conference Agreement, the delegated official may approve grants or cooperative agreements only for start-up activities to organize an NEP Management Conference, develop the state/EPA Conference Agreement, and develop the first year annual workplan.
 - b. After the Management Conference approves a State/EPA Conference Agreement, the delegated official may approve grants or cooperative agreements to support activities in an approved Annual Work Plan based on the state/EPA Conference Agreement.
4. **REDELEGATION AUTHORITY.**
 - a. This authority may not be redelegated.
 - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **ADDITIONAL REFERENCES.**
 - a. Federal Grant and Cooperative Agreement Act of 1977, P.L. No. 95-224, as amended, 31 U.S.C. § 6301 et seq.
 - b. Departments of Veterans Affairs and Housing and Urban Development and Independent Agencies Appropriations Act, Pub. L. No. 106-074, 113 Stat. 1081 (2000).
 - c. 40 C.F.R. Chapter 1, Subchapter B, which provides EPA's regulations on Grants and Other Federal Assistance.
 - d. 2 C.F.R. Part 200, OMB Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards; and 2 C.F.R. Part 1500, EPA's adoption and supplementation of the OMB uniform award requirements.
 - e. EPA Order series 5700, which provides EPA policies regarding assistance agreements.

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- f. Delegation 1-14-A, Assistance Agreements, which delegates to the officials in the Mission Support Division the authority to take all necessary actions to award, obligate and de-obligate funds for, and administer fellowship, grant, cooperative and loan agreements, and to make any final determinations required by law or regulations, with eligible recipients.



Debra H. Thomas
Acting Regional Administrator

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Date